

9/25/07
[Signature]

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----)
CARMEN COLLADO, on behalf of herself and all)
others similarly situated,)

Plaintiff,)

v.)

PEPSICO, INC., and PEPSI BOTTLING)
VENTURES LLC,)

Defendants.)
-----)

Civil Action No. 07 CIV 6874 (GBD)

**MOTION TO ADMIT COUNSEL
*PRO HAC VICE***

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, I, James M. Parrott, V, a member in good standing of the bar of this Court, hereby moves for an Order allowing the admission *pro hac vice* of:

Donald H. Tucker, Jr. ✓
Smith, Anderson, Blount, Dorsett, Mitchell & Jernigan, LLP
2500 Wachovia Capitol Center
Raleigh, North Carolina 27601
(919) 821-1220 (ph)
(919) 821-6800 (fax)
dtucker@smithlaw.com

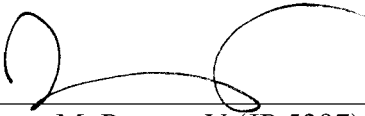
Donald H. Tucker, Jr. is a member of good standing of the Bar of North Carolina and of the United States District Court for the Eastern District of North Carolina as evidenced by the attached certificates of good standing. There are no pending disciplinary proceedings against Donald H. Tucker, Jr. in any State or Federal court.

Dated: September 19, 2007
Raleigh, North Carolina

AP 2 5 2007
XC 925-628075

FILED
U.S. DISTRICT COURT
2007 SEP 25 10:52

Respectfully submitted,

By: 
James M. Parrott, V (JP 5297)
SMITH, ANDERSON, BLOUNT, DORSETT,
MITCHELL & JERNIGAN, LLP
2500 Wachovia Capitol Center
P. O. Box 2611
Raleigh, North Carolina 27602
(919) 821-1220 (ph)
(919) 821-6800 (fax)
Attorney for Defendant
Pepsi Bottling Ventures LLC

CERTIFICATE OF SERVICE

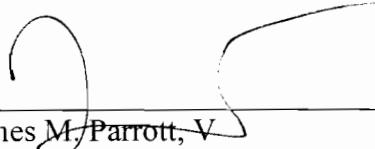
This is to certify that the undersigned this day served the foregoing documents upon all parties to this cause by depositing a copy thereof in the United States Mail, first class postage prepaid, addressed as follows:

Hunter J. Shkolnik
RHEINGOLD, VALET,
RHEINGOLD, SHKOLNIK & MCCARTNEY LLP
113 East 37th Street
New York, NY 10016
Attorney for Plaintiffs

Andrew P. Bell
Richard J. Arsenault
NEBLETT, BEARD & ARSENAULT
2220 Bonaventure Court
Alexandria, LA 71301
Attorneys for Plaintiffs

Michael S. Lazaroff
PROSKAUER ROSE LLP
1585 Broadway
New York, NY 10036-8299
Attorneys for Defendant PepsiCo, Inc.

This the 19th of September, 2007.


James M. Parrott, V

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF NORTH CAROLINA

C E R T I F I C A T E O F G O O D S T A N D I N G

I, Dennis P. Iavarone, Clerk of this Court,

*certify that **Donald H. Tucker, Jr.**, Bar #12578,*

was duly admitted to practice in this Court on

July 8, 1985, and is in good standing

as a member of the Bar of this Court.

Dated at Raleigh

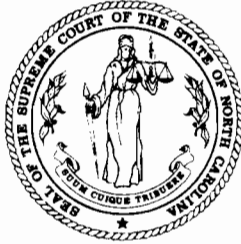
on September 10, 2007.

Dennis P. Iavarone

CLERK

Deir Carpenter
DEPUTY CLERK

Supreme Court OF THE STATE OF NORTH CAROLINA



I, Christie Speir Cameron, Clerk of the Supreme Court of North Carolina, do hereby certify that on August 18, 1984, license to practice as an Attorney and Counselor at Law in all the Courts of this State was issued by the North Carolina Board of Law Examiners to

DONALD H. TUCKER, JR.

according to the certified list of licentiates reported by the Secretary of said Board and filed in my office as required by statute.

To the date of this certificate, no order revoking said license has been filed with this Court and no order suspending same is in effect.

WITNESS my hand and the Seal of the Supreme Court of North Carolina at office in Raleigh, this *September 7, 2007*.

Christie S. Cameron

*Christie Speir Cameron
Clerk of the Supreme Court
of the State of North Carolina*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----)
CARMEN COLLADO, on behalf of herself and all)
others similarly situated,)

Plaintiff,)

v.)

PEPSICO, INC., and PEPSI BOTTLING
VENTURES LLC,)

Defendants.)
-----)

Civil Action No. 07 CIV 6874 (GBD)

**AFFIDAVIT OF
JAMES M. PARROTT, V
IN SUPPORT OF
MOTION TO ADMIT COUNSEL
*PRO HAC VICE***

JAMES M. PARROTT, V, being duly sworn, deposes and says:

1. I am a member of the firm of Smith, Anderson, Blount, Dorsett, Mitchell & Jernigan, L.L.P., attorneys for Defendant Pepsi Bottling Ventures LLC ("Defendant") in this action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit Donald H. Tucker, Jr. as counsel *pro hac vice* to represent Defendant in this matter.

2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in New York on May 13, 2002. I am also admitted to the bar of the United States District Court for the Southern District of New York and am in good standing with this Court.

3. I have known Mr. Tucker since October, 2005.

4. Donald H. Tucker, Jr. is a partner with the firm of Smith, Anderson, Blount, Dorsett, Mitchell & Jernigan, L.L.P. and is a member in good standing of the Bar of the State of North Carolina and of the United States District Court for the Eastern District of North Carolina.

5. Mr. Tucker is a skilled attorney and a person of integrity. He is experienced in Federal Practice and is familiar with the Federal Rules of Procedure.


6. Accordingly, I am pleased to move the admission of Donald H. Tucker, Jr., *pro hac vice*.

7. I respectfully submit a proposed order granting the admission of Donald H. Tucker, Jr., *pro hac vice*, which is attached hereto as Exhibit A.

WHEREFORE, I respectfully request that the Court grant Defendant's motion to admit Donald H. Tucker, Jr., *pro hac vice*, to act as counsel on behalf of Defendant in this action.

Dated: September 19, 2007
Raleigh, North Carolina

Respectfully submitted,


James M. Parrott, V
JP – 5297

State of North Carolina
County of Wake

Subscribed and sworn to before me this
19th day of September, 2007.


Alison R. Pollock, Notary Public

My commission expires December 23, 2009.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----)
CARMEN COLLADO, on behalf of herself and all)
others similarly situated,)

Plaintiff,)

v.)

PEPSICO, INC., and PEPSI BOTTLING)
VENTURES LLC,)

Defendants.)
-----)

Civil Action No. 07 CIV 6874 (GBD)

**ORDER FOR ADMISSION
PRO HAC VICE
ON WRITTEN MOTION**

Upon the motion of James M. Parrott, V, attorney for Defendant Pepsi Bottling Ventures LLC, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that

Donald H. Tucker, Jr.
Smith, Anderson, Blount, Dorsett, Mitchell & Jernigan, LLP
2500 Wachovia Capitol Center
Raleigh, North Carolina 27601
(919) 821-1220 (ph)
(919) 821-6800 (fax)
dtucker@smithlaw.com

is admitted to practice pro hac vice as counsel for Defendant Pepsi Bottling Ventures LLC in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including Rules governing discipline of attorneys. This action has been assigned to the Electronic Case

Filing (ECF) system; therefore counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: September __, 2007
Manhattan, New York

United States District/Magistrate Judge